

SHERMAN ANTWAN BROADHEAD,
 AIS #246842,

 Plaintiff,

 v.

 KENDRICK BOYD, et al.,

 Defendants.

CIVIL ACTION NO. 2:16-CV-64-WHA

On February 4, 2019, the Magistrate Judge entered a Recommendation (Doc. #72) to which no timely objections have been filed. Upon an independent review of the file and upon consideration of the Recommendation, it is ORDERED that:

1. The Recommendation of the Magistrate Judge is ADOPTED.
2. The defendants' motion for summary judgment with respect to the plaintiff's claims for monetary damages lodged against them in their official capacities is GRANTED and these claims are DISMISSED with prejudice as the defendants are entitled to absolute immunity from such damages.
3. The defendants' motion for summary judgment as to the plaintiff's request for criminal prosecution of the defendants is GRANTED and this claim is DISMISSED with prejudice.
4. The motion for summary judgment filed on behalf of defendants Boyd, Sanders, Cooper, Pettway, Scullock, Winters and Nolen with respect to the plaintiff's excessive

force and failure to protect claims lodged against these defendants in their individual capacities is DENIED.

5. This case be referred back to the Magistrate Judge for an evidentiary hearing on the plaintiff's surviving claims of excessive force and failure to protect presented against defendants Boyd, Sanders, Cooper, Pettway, Scullock, Winters and Nolen, to be followed by a Recommendation.

DONE this 27th day of February, 2019.

/s/ W. Harold Albritton
SENIOR UNITED STATES DISTRICT JUDGE